

Senate File 240

S-3096

Amend Senate File 240 as follows:

1. Page 3, after line 13 by inserting:

<Sec. _____. Section 123.50, Code 2011, is amended by adding the following new subsection:

NEW SUBSECTION. 5. If an employee of a licensee or permittee violates section 123.49, subsection 2, paragraph "h", the licensee or permittee shall not be assessed a penalty under subsection 3, and the violation shall be deemed not to be a violation of section 123.49, subsection 2, paragraph "h", for the purpose of determining the number of violations for which a penalty may be assessed pursuant to subsection 3, if the employee holds a valid certificate of completion of the alcohol compliance employee training program pursuant to section 123.50A at the time of the violation. A licensee or permittee may assert only once in a four-year period the bar under this subsection against assessment of a penalty pursuant to subsection 3, for a violation of subsection 123.49, subsection 2, paragraph "h", that takes place at the same place of business location.

Sec. _____. NEW SECTION. 123.50A Alcohol compliance employee training program.

1. If sufficient funding is appropriated, the division shall develop an alcohol compliance employee training program, not to exceed two hours in length for employees and prospective employees of licensees and permittees, to inform the employees about state and federal liquor laws and regulations regarding the sale of alcoholic liquor, wine, or beer to persons under legal age, and compliance with and the importance of laws regarding the sale of alcoholic liquor, wine, or beer to persons under legal age. In developing the alcohol compliance employee training program, the division may consult with stakeholders who have expertise in the laws and regulations regarding the sale of alcoholic liquor, wine, or beer to persons under legal age.

2. The alcohol compliance employee training program shall be made available to employees and prospective employees of licensees and permittees at no cost to the employee, the prospective employee, or the licensee or permittee, and in a manner which is as convenient and accessible to the extent practicable throughout the state so as to encourage attendance. Contingent upon the availability of specified funds for provision of the program, the division shall schedule the program on at least a monthly basis and the program shall be available at a location in at least a majority of counties.

1 3. Upon completion of the alcohol compliance
2 employee training program, an employee or prospective
3 employee shall receive a certificate of completion,
4 which shall be valid for a period of two years, unless
5 the employee or prospective employee is convicted of a
6 violation of section 123.49, subsection 2, paragraph
7 "h", in which case the certificate shall be void.
8 4. The division shall also offer periodic
9 continuing employee training and recertification for
10 employees who have completed initial training and
11 received an initial certificate of completion as part
12 of the alcohol compliance employee training program.>
13 2. By renumbering as necessary.

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